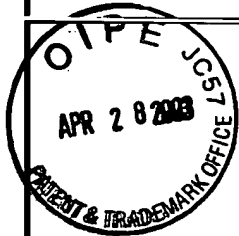


AF/3728 \$  
1/27  
appeal  
8/1/03  
5/2/03

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES AND/OR  
SUBMISSION OF APPEAL BRIEF

Atty. Docket No.: ADI-005



In re Application of: **Gebhard**

Application Serial Number: **09/328,749**

Filed: **9-Jun-99**

Group Art Unit: **3728**

Examiner: **A. D. Stashick**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated **24-Jan-03**, rejecting the following claims: **1-4, 6-21, and 23-26**.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ **320.00**

☐ Fee for Brief in support of appeal (37 CFR 1.17(c)) \$

☐ Applicant claims small entity status under 37 CFR 1.27, therefore, the fee(s) shown above is/are reduced by half, and the resulting fee is: \$

☐ Appeal Brief enclosed in triplicate.

☒ A check in the amount of the fee is enclosed.

☐ The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 20-0531. Enclosed is a copy of this sheet.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 20-0531.

☐ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

☒ Return receipt postcard enclosed.

I am the ☐ applicant  
☐ assignee of record of the entire interest.  
☒ attorney or agent of record.  
☐ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_

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Respectfully submitted,

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PATENT  
Attorney Docket No. **ADI-005**  
(257/10)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: **Gebhard**  
SERIAL NO.: **09/328,749** GROUP NO.: **3728**  
FILING DATE: **June 9, 1999** EXAMINER: **Anthony D. Stashick**  
TITLE: **TORSION SYSTEM FOR AN ARTICLE OF FOOTWEAR**

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**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any documents referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to **Box AF, Commissioner for Patents, Washington, DC 20231** on this **23rd** day of **April, 2003**.

  
Betty B. Leveriza

BOX AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir/Madam:

Submitted are the following:

- 1) Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 pg.);
- 2) check for \$320.00 for filing fee; and
- 3) a return receipt postcard.